

## CIVIL DOCKET

~~BARROW~~  
HOWARD C. BRATTON

71-C-59k

UNITED STATES DISTRICT COURT

Jury demand date: 9-15-71 by pltfs and defts

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS					
Men's Factory Outlet Shoes of Oklahoma, Inc. and Allstate Insurance Company vs  Burger Chef Systems, Inc.		For plaintiff:					
		Richard D. Gibbon 217 Pythian Bldg., Tulsa 74103					
		For defendant:					
		Alfred B. Knight & Dan Wagoner 212 Beacon Bldg., Tulsa 74103					
STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.	
J.S. 5 mailed 4-1-71	Clerk		2-8-71	Knight	15 00		
			3-11-71	C.D.No. 40		15 00	
J.S. 6 mailed 12-1-71	Marshal						
Basis of Action: Negligent fire-damage	Docket fee						
	Witness fees						
Action arose at:	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
3-8-71	Petition for Removal from District Court of Tulsa County, Okla. filed.h	
3-8-71	Notice of Filing of Petition and bond on removal by defendant filed.h	
3-8-71	Bond on Removal in amt of \$500 filed. Surety-Lumberman-s Mutual Casualty Corp.h	
3-8-71	Answer of defendant filed.h	
3-8-71	Acknowledgment of the Clerk of the Dist. Ct. in and for Tulsa County Okla. of receipt of copy of the notice, petition & bond on removal, filed. m	
6-18-71	Parties directed to hold pre-trial prior to 7-16-71 and file pre-trial order not later than 7-23-71. (AEB-J) v	
8-12-71	Deft's Motion to require joinder of Real Party in interest, filed. r	
8-12-71	Brief in support of Motion to require joinder of real party in interest, filed. r	
8-12-71	Ordered by the Court that pltf is granted 10 days from this date to respond to Deft's Motion to Require joinder of real party in interest. (AEB-J)r	
8-30-71	Order sustaining deft's Motion to require joinder of real party in interest and ordered pltf to join Allstate Ins. Co. as a party pltf. Filed (AEB-J)r	
9-3-71	Answer of pltf. to motion to require joinder of real party interest, filed. m	
9-3-71	Amendment to plaintiff's complaint, filed. m	
9-15-71	Pretrial order, filed. (AEB) ds (jury trial requested)	
9-16-71	Case set for jury trial 10-20-71 at 10:00 a.m. (AEB-J)m	
10-20-71	Case passed to 11-1-71 for jury trial. (AEB-J)m	
11-1-71	Ordered by the Court that this case is transferred to Judge Howard C. Bratton. (AEB-J)m	
11-1-71	Case called for jury trial. Parties represented. Case passed to 9:00 A.M., Wednesday, Nov. 3, 1971. (Howard C. Bratton-Judge)m	
11-1-71	Subpoenae, ret. & filed: served Harold Boyce 10-28-71; Marsha Vann, Pat Smith, Marie Negrette 10-29-71; Tony Ochuzzo ret. unserved. (\$11.60)g	
11-2-71	Subpoenae, ret. & filed: served Wayne Felts and Tony Occhuzzo at Tulsa, 11-1-71. (\$4.96)g	
11-2-71	Case passed from jury assignment of 11-3-71 pending settlement. (Howard C. Bartton-Judge)m	
11-9-71	Application to dismiss with prejudice by Plaintiffs and Defendant, filed. v (Accompanying Order sent to Judge.)	
11-15-71	Order of dismissal with prejudice, filed and entered. (Howard Bratton-Judge)m (copies mailed)	